

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

BARBARA M. O'NEAL,

Plaintiff,

Case No.: 1:08-cv-723

v.

HONORABLE PAUL L. MALONEY

COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

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ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

The Court has reviewed the Report and Recommendation filed by United States Magistrate Judge Joseph G. Scoville in this action. The Report and Recommendation was duly served on the parties. No objections have been filed.

ACCORDINGLY, the Report and Recommendation (Dkt. #16) is hereby adopted as the opinion of the Court. Therefore,

IT IS ORDERED that the Commissioner's decision finding that plaintiff was not disabled from her alleged onset of disability of February 1, 2003 through July 27, 2006 is **AFFIRMED**.

IT IS FURTHER ORDERED that the portion of the Commissioner's decision finding that plaintiff was not disabled on and after July 28, 2006, is **VACATED**, and the matter is **REMANDED** to the Commissioner under sentence four of 42 U.S.C. § 405(g) for further administrative proceedings.

Dated: September 29, 2009

/s/ Paul L. Maloney

Paul L. Maloney

Chief United States District Judge